

OLIFF & BERRIDGE, PLC

ATTORNEYS AT LAW

277 SOUTH WASHINGTON STREET
ALEXANDRIA, VIRGINIA 22314

TELEPHONE: (703) 836-6400

FACSIMILE: (703) 836-2787

E-MAIL: O&B@OLIFF.COM

WWW.OLIFF.COM

Unofficial

January 26, 2004

FACSIMILE TRANSMISSION COVER SHEET

RECEIVED
CENTRAL FAX CENTER

JAN 30 2004

To: **Supervisory Patent Examiner Kevin Teska**
U.S. Patent and Trademark Office
Group Art Unit 2123
FAX - 703-872-9306

From: George SimionYour Ref.: App. No. 09/243,689Our Ref.: 101473Number of Pages Sent (Including cover sheet): 1Prepared By: GPS

Comments:

Dear SPE Teska,

As discussed on January 22, Examiner Garcia continues to reject claims under section 102 despite the fact the Examiner (in the Advisory Action) admits that Stevenson, the applied reference, fails to disclose all the features of the claim. Examiner Garcia-Otero admits that Stevenson does not disclose an "off-line programming system for a machine vision inspection system" as recited in claim 45. The Examiner continues assert that Stevenson discloses the "off-line programming system is operable to" functions recited in claim 45. However, the Examiner fails to address the various features, e.g., the user interface of the off-line programming system, which are explicitly recited in claim 45, and similarly set forth in claims 55, 57, 65 and 69. Further, Examiner Garcia-Otero, in maintaining the §102 rejection of the claims, includes "one skilled in the art" arguments that are inappropriate to this rejection. Moreover, some of the Examiner's comments in the Advisory Action, e.g., Item 14, is not applicable to an "off-line programming system for a machine vision system" recited in independent claims, while other comments in the Advisory Action, e.g., Item 16, is not addressing the expressed language of the claims.

As discussed in our January 22 telephone conference, we would like to schedule a personal interview with you and Examiner Garcia-Otero for the week of January 26, if possible. Applicant strongly believes that this personal interview will expedite the prosecution of this application.

Thank you very much for your assistance on this matter.
George Simion

Sent by: GPS

This facsimile is intended only for the use of the individual or entity named above and may contain privileged or confidential information. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are notified that any review, dissemination, distribution or copying of this facsimile is prohibited. If you have received this facsimile in error, please immediately notify us by facsimile or telephone, and return the facsimile to us by mail at the above address.